

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office. APR 1 1982

Returned to applicant for correction.....

Corrected application filed.....

Map filed APR 1 1982 under 45488

The applicant KEN H. EARP

805 Fletcher Lane, of Hayward,  
Street and No. or P.O. Box No. City or Town

California 94544, hereby make<sup>s</sup> application for permission to appropriate the public  
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground.  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 6.0 c.f.s. second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for irrigation  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated: 1,600 acres, more or less.

(b) Stockwater, state number and kinds of animals to be watered:.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point: within the NW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 11,  
Describe as being within a 40-acre subdivision of public  
T.40N., R.27E., M.D.B.&M., or at a point from which the West  $\frac{1}{4}$  corner of said  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
Section 11 bears N 81° 57' W 3,469'.

6. Place of use W $\frac{1}{2}$  SW $\frac{1}{4}$  Section 1; S $\frac{1}{2}$  Section 2; SE $\frac{1}{4}$  Section 3; NE $\frac{1}{4}$  NE $\frac{1}{4}$  Section 10; N $\frac{1}{2}$   
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
N $\frac{1}{2}$ , Lots 1-8 and 10-12, Section 11; SW $\frac{1}{4}$ , S $\frac{1}{2}$  NW $\frac{1}{4}$ , NW $\frac{1}{4}$  NW $\frac{1}{4}$  Section 12, NW $\frac{1}{4}$  NW $\frac{1}{4}$   
Section 13; N $\frac{1}{2}$  NE $\frac{1}{4}$  Section 14; all in T.40N., R.27E., M.D.B.&M.

7. Use will begin about January 1st and end about December 31st of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well and irrigation distribution  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
system.  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works in excess of \$10,000.00

10. Estimated time required to construct works two (2) years  
If well completed, describe works.  
.....
11. Estimated time required to complete the application of water to beneficial use three (3) years  
.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.  
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.....

JOHN H. MILTON, III, R.L.S., S.W.R.S., AGENT  
By s/ John H. Milton III  
146 West Second Street, Winnemucca, Nevada  
89445-3493

Compared 1mw/b1 pm/se  
.....  
Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permit 25647, Certificate 8650; Permit 25648, Certificate 8651, Permit 25649, Certificate 8612; Permit 21972, Certificate 8373, Permit 21973, Certificate 8374; Permit 45488 and Permit 45489 shall not exceed 6,400 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before May 5, 1994

Proof of completion of work shall be filed before June 5, 1994

Application of water to beneficial use shall be made on or before May 5, 1998

Proof of the application of water to beneficial use shall be filed on or before June 5, 1998

Map in support of proof of beneficial use shall be filed on or before June 5, 1998

Completion of work filed SEP 24 1994  
Proof of beneficial use filed OCT 23 1998  
Cultural map filed OCT 23 1998

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this 5th day of May

Certificate No. 15204 Issued MAY 10 1999 A.D. 19 93

  
State Engineer